

01  
02  
03  
04  
05  
06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, ) CASE NO. CR04-005-JCC  
09 Plaintiff, )  
10 v. ) SUMMARY REPORT OF U.S.  
11 WILLIAM JOSEPH REVEY, ) MAGISTRATE JUDGE AS TO  
12 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
13

14 An evidentiary hearing on supervised release revocation in this case was scheduled before  
15 me on June 4, 2008. The United States was represented by AUSA Karyn S. Johnson and the  
16 defendant by Howard Ratner. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about June 25, 2004 by the Honorable John C.  
18 Coughenour on a charge of Assault Resulting in Serious Bodily Injury, Theft of Personal Property  
19 Over \$1,000, and Burglary in the Second Degree, and sentenced to 46 months custody, 3 years  
20 supervised release. (Dkt. 47.)

21 The conditions of supervised release included the standard conditions plus the requirements  
22 that defendant be prohibited from possessing a firearm, submit to mandatory drug testing,

01 participate in drug treatment and abstain from alcohol, submit to search, participate in a mental  
02 health program, pay restitution in the amount of \$391.96, and provide access to financial  
03 information.

04 On May 10, 2007, defendant admitted to violating the conditions of supervised release by  
05 consuming alcohol, committing the crime of trespass, and failing to report contact with law  
06 enforcement to his probation officer within 72 hours. (Dkt. 90.) Defendant was sentenced to time  
07 served and transferred to reside in a Residential Reentry Center (RRC) for up to 180 days. (Dkt.  
08 96.)

09 In an application dated November 8, 2007 (Dkt. 98), U.S. Probation Officer Jerrod Akins  
10 alleged the following violations of the conditions of supervised release:

- 11 1. Consuming cocaine on November 7, 2007, in violation of standard condition 7.
- 12 2. Possessing drug paraphernalia on November 7, 2007, in violation of standard  
13 condition 7.
- 14 3. Failing to successfully complete 180 days in a Residential Reentry Center (RRC),  
15 in violation of the special condition that he reside in an RRC as a condition of supervision not to  
16 exceed 180 days, or until discharged by the United States Probation Officer.
- 17 4. Failing to report as instructed on November 7, 2007, in violation of standard  
18 condition 2.

19 Defendant was advised in full as to those charges and as to his constitutional rights.

20 Defendant admitted the alleged violations and waived any evidentiary hearing as to  
21 whether they occurred. (Dkt. 104.)

22 I therefore recommend the Court find defendant violated his supervised release as alleged,

01 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be  
02 set before Judge Coughenour.

03 Pending a final determination by the Court, defendant has been detained.

04 DATED this 4th day of June, 2008.

05   
06 Mary Alice Theiler  
07 United States Magistrate Judge  
08

09 cc: District Judge: Honorable John C. Coughenour  
10 AUSA: Karyn S. Johnson  
11 Defendant's attorney: Howard Ratner  
12 Probation officer: Jerrod Akin  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22